

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

WAYNE RUDDER,

Plaintiffs,

v.

MARK AKLAND et al.,

Defendants.

NO. CV-10-3102-LRS

ORDER OF DISMISSAL

Plaintiff Rudder has not tendered the filing fee to the court within the time allowed by this court's December 6, 2010 order (Ct. Rec. 8) which revoked his *in forma pauperis* status.¹

Accordingly, the captioned action is **DISMISSED with prejudice**. The District Executive shall enter judgment accordingly. This court hereby certifies that any appeal taken from this order and the "Order Revoking IFP Status" (Ct. Rec. 8) is not taken in good faith. 28 U.S.C. Section 1915(a)(3). This file shall be closed. Other than the filing of a Notice of Appeal to the Ninth Circuit, this court

¹ That order bears the correct case number, but the caption shows "Farmers Insurance" as the Defendant, not Mark Akland. Farmers Insurance is the named defendant in a separate action filed by Plaintiff (CV-10-3101-LRS). The order clearly, however, pertains to the action filed in CV-10-3102-LRS.

1 will not permit the filing of any additional motions in this now closed file.²

2 **IT IS SO ORDERED.** The District Court Executive shall forward a copy
3 of the judgment and this order to the Plaintiff and to counsel of record.

4 **DATED** this 22nd day of December, 2010.

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6 *s/Lonny R. Suko*

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8 LONNY R. SUKO
9 Chief U. S. District Court Judge
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25 ² Plaintiff filed motions for reconsideration in all of the other actions (CV-
26 10-3101-LRS, CV-10-3104-LRS, and CV-10-3105-LRS) in which his *in forma*
27 *pauperis* status was either denied and revoked. He did not file such a motion in
28 the captioned matter, although had he done so, that motion would have been
denied for the same reasons the court denied the motions in the other actions.

ORDER OF DISMISSAL-